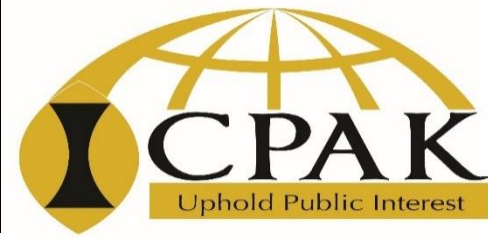


# **PUBLIC FINANCE MANAGEMENT SEMINAR**

## **Role of County Assembly in Budgeting**

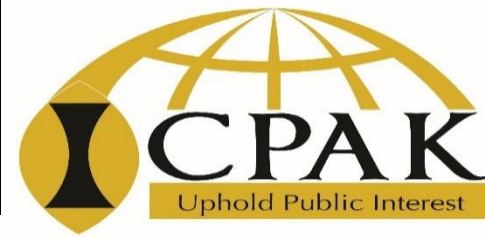
**Kerio View Hotel – Iten , 21<sup>st</sup> - 22<sup>nd</sup> September 2017**

# Presentation Plan



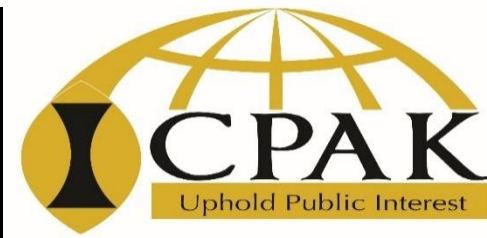
- ❑ The Constitutional provisions
- ❑ The PFM Act & 2015 Regulations
- ❑ Lessons Learnt

# Who is Responsible for Preparing Budgets at the County?



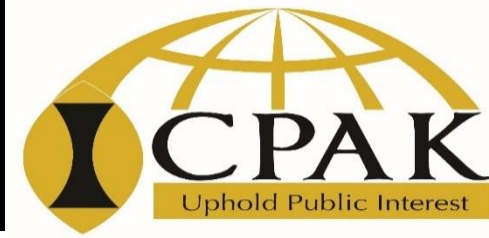
- ❑ Responsibilities of County Treasury:
  - Shall prepare & submit the CFSP (Sec. 117)
  - Shall prepare & submit CBROP (Sec. 118)
  - Authorizing opening, operating & closing bank accounts (Sec. 119)
  - Shall manage the county cash based on a framework established by CA & regulations (Sec. 120)
  - Shall maintain a record of loans (Sec. 122)
  - **Process of budget preparation (Sec. 125)**
    - A County government shall prepare a development plan (Sec 126)
    - A county government shall prepare annual cash plan b4 June 15 (Sec. 127)
  - **CEC Finance Shall manage the budget process in the county (Sec. 128)**

# Functions of CA's (Art. 185)



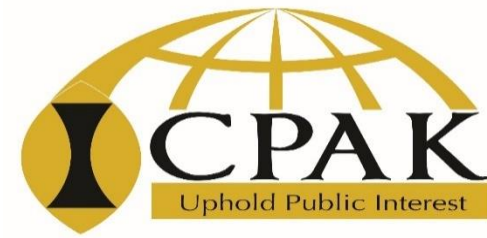
- Vested with the Legislative authority (185(1))
- Make any laws necessary or incidental to, effective performance of the county gov't functions and exercise of its powers
- May oversight the executive **while respecting the principle of separation of powers**
- CA may receive and approve plans & policies for:
  - ✓ Management & exploitation of county resources
  - ✓ Development and management of its infrastructure

# Functions of CA's (Sec. 131)

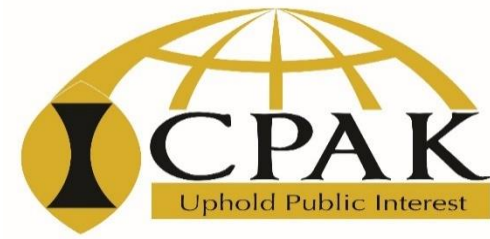


- Considers the budget estimates at the committee level (BAC) & other committees for specific departments/sectors
- Shall consider the county government budget estimates with a view of approving them with, or without amendments, and in time;
- Estimates must have been considered by relevant CA committee
- CA may make amendments to budget estimates only if it's in accordance with resolutions adopted in the CFSP, and if:
  - ✓ An increase in expenditure is balanced with a decrease in another proposed appropriation
  - ✓ Any proposed reduction in expenditure is used to reduce the deficit

# Regulations 2015



- Any amendments contemplated in Sec. 131 done by the CA shall not exceed 1% of the Vote's ceiling
- The approved expenditure of a CA shall **not exceed 7%** of the total revenues of the county government or **twice the personnel emoluments** of that CA



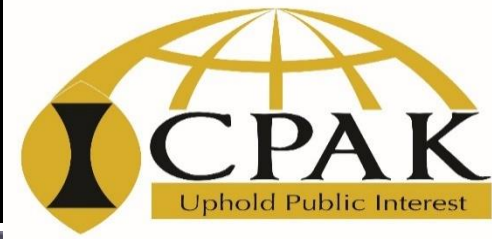
# Lessons Learned from Pioneer CA's

**LETS DISCUSS THIS!!!**

- Despite the teething challenges.....i honestly think devolution still has a fair chance to succeed
- At least the electorate have learned who not to elect in this critical office – **a CASE IN POINT IS MAKUENI COUNTY!!**
- “.....Even though common sense is not common to everyone.....if meaningful progress has to be made.....COMMON SENSE MUST PREVAIL for devolution to succeed!!! **A good CASE IS EMBU COUNTY!!**

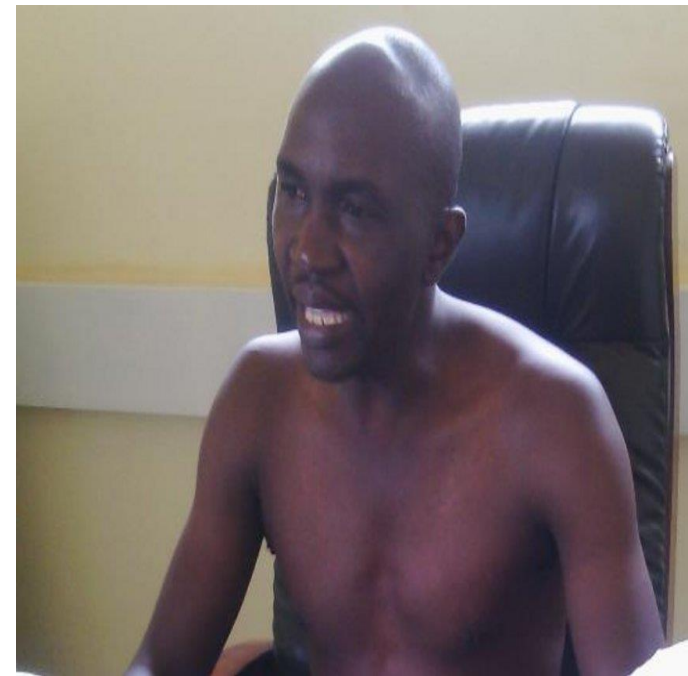


# The Bad



# The Bad cont...

- How not to benchmark!!!!
- The ignorance on the doctrine of separation of powers\*\*
- The pitfalls of politics to us as professionals
- Absence of decorum in public office (violation of chapter 6 of the constitution)
- Abuse of power & privileges entrusted on the legislature
- Gross violation of the principle of separation of powers between **the 2 arms of government** at the county level \*\*





And Finally.....

